

The Regular meeting of the Finance/Executive Committee of the Atlanta City Council was held Wednesday, November 29, 2006 at 1:00 p.m. in Committee Room #2, City Hall South, 2<sup>nd</sup> Floor.

**Present:** Councilmember Howard Shook, Chair  
Councilmember Felicia A. Moore  
Councilmember Jim Maddox  
Councilmember Clair Muller  
Councilmember H. Lamar Willis  
Councilmember Kwanza Hall  
Councilmember Cleta Winslow

Janice D. Davis, CFO  
Departmental Staff

DEC 13 2006

Chairperson Shook called the meeting to order at 1:10 p.m. after declaring a quorum present. The Committee members present were introduced as follows: Councilmembers Felicia A. Moore, Jim Maddox, Clair Muller, H. Lamar Willis, Kwanza Hall and Cleta Winslow. Other Departmental staff was present as well.

The Agenda was adopted as printed with one new Resolution. Minutes of the November 15, 2006 Regular Finance/Executive Committee meeting were also adopted.

#### **CONSENT AGENDA**

##### **TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO ASSESS CREDIT CARD AND ON-LINE PAYMENT USERS A CONVENIENCE FEE**

06-O-2600 (1) An Ordinance by Finance/Executive Committee Authorizing the Chief Financial Officer to assess credit card and on-line payment users a convenience fee in the amount of four dollars and fifty cents (\$4.50) for payment of associated ser fees and a convenience fee in the amount of 2.5% for taxes to recover the cost the City pays to third-party vendors to process such payments; collected funds will be deposited into the following Fund Account Center Numbers: 1A01 (General Fund) 641307 (Credit Card) B00001 (Convenience Fee), 2J01 (Water and Wastewater) 641307 (Credit Card) B00001 (Convenience Fee), and 1B05 (Traffic Court) 641307 (Credit Card) B00001 (Convenience Fee); and for other purposes.

#### **FAVORABLE ON FIRST READ**

##### **TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO INCREASE THE COMPENSATION AMOUNT FOR ALLAN BENSON**

06-O-2601 (2) An Ordinance by Finance/Executive Committee to Authorize the Mayor or her Designee to increase the compensation amount for Allan Benson from \$86,000 (eighty-six thousand dollars) to \$149,000 (one-hundred forty-nine thousand dollars) for an increase in the scope of Consulting Services provided to be Paid From Fund, Account, and Center Number: 1A01 (General Fund) 524001 (Consultant Services) J82001 (Director of Accounting Services Center); and for other purposes.

#### **FAVORABLE ON FIRST READ**

#### **REGULAR AGENDA**

**TO APPOINT MR. SAM BACOTE, III TO SERVE AS A MEMBER OF THE FULTON COUNTY/CITY OF ATLANTA LAND BANK AUTHORITY FOR THE CITY OF ATLANTA**

06-C-2504 (1) A Communication by Mayor Shirley Franklin Appointing Mr. Sam Bacote, III to serve as a member of the Fulton County/City of Atlanta Land Bank Authority for the City of Atlanta. This appointment is to fill the unexpired term of Joel Alvarado, which expires 12/5/09.

**FAVORABLE**

**Mr. Sam Bacote, III:** addressed the Committee by stating that he resides at 1302 Hubert Avenue, N.E. He has a background in Banking and Real Estate. He is willing to give his time and good judgment to this Committee. He is familiar with the City of Atlanta's Disclosure Disclaimer. Councilmember Maddox offered a motion to **Approve, 5 Years.**

**TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA**

06-O-0380 (1) A **Substitute** Ordinance by Finance/Executive Committee to Amend the Charter of the City of Atlanta, Georgia adopted under and by virtue of the Authority of Municipal Home Rule Act of 1965, O.C.G.A. Section 36-35-1. et seq., as amended, so as to amend the Charter of the City of Atlanta, Georgia, 1996 Ga Laws P. 4469, et seq., by amending Article 3, Chapter 1, Section 3-104 (14) so as to adjust the limitations upon the Mayor's Procurement Authority from \$100,000.00 to \$300,000.00; to amend Article 6, Chapter 4, Section 6-402, so as to adjust the limitations on the Mayor's Small Purchase Authority from \$20,000.00 to \$50,000.00 and to adjust the threshold requirement for approval of competitively Procured Contracts by the City Council of Atlanta from \$100,000.00 to \$300,000.00; to repeal conflicting Ordinances; and for other purposes. **(Substituted and Held, 2/15/06); (Held for Work Session on 11/7/06 @ 10:00 a.m., 11/1/06)**

**FAVORABLE ON 3<sup>RD</sup> READING, 1<sup>ST</sup> ADOPTION**

Chairperson Shook stated that this paper is a Charter change and this will be **Favorable on 3<sup>rd</sup> Reading, 1<sup>st</sup> Adoption, 5 Years, 1 Nay.** Councilmember Maddox stated that we changed the amount from \$1 million dollars to \$300,000. We can call for any piece of Legislation to come before this body. Councilmember Moore stated that we are changing the Procurement authority for anything over \$300,000, which will not be coming before Council. In terms of having any authority, we are giving the authority to the Executive Branch. Councilmember Willis asked what the Amendments are. Chairperson Shook stated that we added the date of September 30<sup>th</sup> 2007 as the initial date for the ERP capabilities. Councilmember Moore asked if the ERP extension is to July 2007. CFO Davis responded yes. Councilmember Moore stated that it is not going to be ready by then. She stated that she doesn't believe there will be any capability of the system working. Nobody has said why it makes sense to do this. Councilmember Willis stated that 6 months is enough time for testing. Hopefully we have put in place all of our concerns. ERP is supposed to help us be more accountable.

**TO AUTHORIZE THE MAYOR, ON BEHALF OF THE CITY OF ATLANTA ("CITY"), TO NEGOTIATE FOR AND PURCHASE APPROXIMATELY 14.98 ACRES OF PROPERTY**

06-O-2403 (2) A **Substituted and Amended** Ordinance by Finance/Executive Committee Authorizing the Mayor, on behalf of the City of Atlanta ("City"), to negotiate for and purchase approximately 14.98 acres of property located at 480 South East Englewood Avenue and at

1179 South East Boulevard ("The Property"), from the Trust For Public Land ("TPL"), in an amount not to exceed six million two hundred fifteen thousand dollars (\$6,215,000.00), for the purpose of creating a new park, the City's purchase price, due diligence and purchase services shall be Paid From Fund, Account, and Center Number: 1C53 (2005A Park Improvement Bond) 571001 (Land) N12D11B69999 (City Wide Ground and Site Improvements); and for other purposes. **(Finance/Executive Committee Substitute includes "Exhibit A" and the address, Finance/Executive Committee Amendment Citywide Ground and Site Improvement instead of Land Acquisition, 11/29/06)**

#### **FAVORABLE ON SUBSTITUTE AS AMENDED**

Chairperson Shook stated that we have a Substitute to include "Exhibit A" and the address.

**Ms. Diane Harnell-Cohen:** Commissioner of the Department of Parks, Recreation and Cultural Affairs addressed the Committee by stating that the park is a new Beltline Park. We have already purchased the property in yellow and we are bringing forth two properties that are in orange on the attached map. Right now we are closing with the Trust For Public Land in two years. Councilmember Hall offered a motion to **Approve on Substitute as Amended, 6 Years.** CFO Davis stated that Section 8 should say Citywide Ground and Site Improvement instead of Land Acquisition. Commissioner Harnell-Cohen added that two of the yellow pieces are owned by the same people. The pink is to be redeveloped. Councilmember Muller asked if we have control over the pink pieces of property. Commissioner Harnell-Cohen responded that she has worked with the community and they have worked with ADA and the Beltline, Inc. Councilmember Willis asked if they do appraisals. Commissioner Harnell-Cohen responded yes, we do not go above the fair market value.

#### **TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO PAY ALL OUTSTANDING INVOICES TO GEORGIA PAVING, INC.**

06-O-2404 (3)

An Ordinance by Finance/Executive Committee Authorizing the Chief Financial Officer to pay all outstanding invoices to Georgia Paving, Inc. for FC-7294-00, annual contract for speed humps, on behalf of the Department of Public Works in an amount not to exceed one hundred seventy five thousand dollars and no cents (\$175,000.00); all contracted work to be Charged To and Paid From Fund, Account and Center Numbers: 1C50 (2004 Quality of Life Fund) 574001 (Facilities Other than Buildings) M65G014692BH (Speed Hump Installations, District 1), 1C50 (2004 Quality of Life Fund) 574001 (Facilities Other Than Buildings) M65G015092BH (Speed Hump Installations, District 5), 1C50 (2004 Quality of Life Fund) 574001 (Facilities Other Than Buildings) M65G015192BH (Speed Hump Installations, District 6), 1C50 (2004 Quality of Life Fund) 574001 (Facilities Other Than Buildings) M65G01529BH (Speed Hump Installations, District 7), 1C50 (2004 Quality of Life Fund) 574001 (Facilities Other Than Buildings) M65G015392BH (Seed Hump Installations, District 8), 1C50 (2004 Quality of Life Fund) 574001 (Facilities Other Than Buildings) M65G015492BH (Speed Hump Installations, District 9), 1C50 (2004 Quality of Life Fund) 574001 (Facilities Other Than Buildings) M65G015592BH (Speed Hump Installations, District 10), 1C50 (2004 Quality of Life Fund) 574001 (Facilities Other Than Buildings) M65G015692BH (Speed Hump Installations, District 11), 1C50 (2004 Quality of Life Fund)

574001 (Facilities Other Than Buildings) M65G015792BH (Speed Hump Installations, District 12); and for other purposes.

**FAVORABLE**

**Ms. Madelyn Grant:** of the Department of Public Works addressed the Committee by stating that this is the annual contract under the Quality of Life Program. We are asking to use new account numbers. We are still within the not to exceed amount. Chairperson Shook asked what is the status of the new procurement with this paper? Ms. Grant responded that it has been presented to the Department of Procurement. Councilmember Hall offered a motion to **Approve, 6 Yeas**. Chairperson Shook stated that there is a companion paper (**06-R-2564**).

**TO AUTHORIZE THE APPROVAL OF AN INTEREST RATE MANAGEMENT PLAN**

06-O-2589 (4) An Ordinance by Councilmember Howard Shook Authorizing the approval of an Interest Rate Management Plan, the form of Qualified Interest Rate Management Agreement, the execution and delivery of one or more Qualified Interest Rate Management Agreements and related documents, the termination of the cancellation option in connection with certain Bonds, and for other related purposes.

**FAVORABLE**

CFO Davis stated that we are getting down our interest rate. Councilmember Muller asked what is an Inverted Yield Curve? CFO Davis responded that the short end is trading more aggressively. So there is no benefit doing it at 30 years. Right now we are setting our interest rate with ten years. The Inverted Yield Curve is going out and taking a risk. We will start this out a year ahead. We overlaid it with the Swap that had a feature we wanted to eliminate. This is the best upside down situation that we have been in. We are bringing down our overall interest cost with a synthetic fix.

**Mr. Shah Al-Min:** of the Office of Debt and Investment stated that Mr. Michael Gardner, Mr. David Achor and Kevin Ansen are the Swap Advisors. Councilmember Moore asked why negotiate instead of doing it competitively. CFO Davis responded that we have more ability to tanker at the last minute. This allows us to diversify our exposure and do minority participation. Councilmember Moore asked how much is it costing. Mr. Al-Min responded that we will acquire two interest rate managers with two counter parties, one Swap and two Increments. It is for 2001 B and 2001 C. We will have two different Agreements as well. On page #4 we did a worse case scenario. We may end up paying \$1.1 million dollars in a worse case scenario. We expect to save \$1.4 million dollars, which is the annual debt payment savings. Councilmember Moore asked how much is it costing us. Mr. Al-Min responded right now, it is costing us nothing. We are putting in new Swaps on our existing Swaps and overlaying this on top. Page #6 shows cash for the duration of the Bonds. We expect Debt Service of \$82 million dollars to be less over the life of the Bonds. Page #7 is the Cashflow Sensitivity Analysis – Assuming an Inverted Yield Curve. The short term rate is higher than the long term.

**Mr. Michael Gardner:** Swap Advisor addressed the Committee by stating that on page #5 we looked at how the proposed Swap is from 1992 to now. We will be paying out 4.38% multiplied by 2.62% with a cash flow to the City. Page #6 we looked at the impact of 2001 B of \$80 million dollars and 2001 C of \$36 million dollars. What is the worse case that happens to be this year? It is 9 basis points and 27 basis points on the two Swaps. Councilmember Muller asked what is the risk? Mr. Al-Min reiterated that short term interest rates are higher than long term.

**Mr. David Achor:** Swap Advisor addressed the Committee by stating that there is a shift where people are willing to invest their money for longer times. You have to envision an economic shift. Generally you will see long term interest rates. CFO Davis

added that money will have no value over time. It would be a fundamental shift. It would turn our economy upside down. We would be better off rolling our money every month. Councilmember Hall asked about guaranteed investment contracts. CFO Davis responded that she would try to address that. Before, it was not in the City's best interest to lock into this transaction. As we watch what is happening and have concerns about this transaction, she would ask that you hold it if something was not right. These are advisories and she feels comfortable with going forward. If anything happens or becomes programmatic, our relationship will be terminated. She wanted to put the Swap in place. Councilmember Hall asked for a monthly report. CFO Davis responded that she would send the Bond transaction from the Bond Buyer on a daily basis by e-mail. She wants to see who the players are and their involvement. 25 to 30 firms have been subpoenaed or rated. She has scheduled meetings with Law regarding doing due diligence. Councilmember Willis stated that we expect full exposure from our Commissioners. It makes it much easier. Councilmember Hall offered a motion to **Approve, 5 Yeas.**

**TO PROVIDE FOR THE ISSUANCE OF \$8,000,000 IN AGGREGATE PRINCIPAL AMOUNT OF CITY OF ATLANTA GENERAL OBLIGATION BONDS**

06-O-2591 (5) An Ordinance by Councilmember Howard Shook Providing for the Issuance of \$8,000,000 in aggregate principal amount of City of Atlanta General Obligation Bonds for various purposes, pursuant to and in accordance with Amendments to the Constitution of the State of Georgia ratified at the General Election held on November 5, 1968, and proclaimed by the Governor of the State of Georgia on December 13, 1968 (1968 Ga. Laws 1582 to 1584, Inclusive, and 1586 to 1587 Inclusive).

**FAVORABLE**

**Ms. Karen Carter:** Director of the Office of Municipal Finance addressed the Committee by stating that this is the annual Bond Issuance. The amount is \$4 million dollars for the City of Atlanta and \$4 million dollars for the Atlanta Public School System. Chairperson Shook offered a motion to **Approve, 5 Yeas.** CFO Davis responded that this is the last time we will do this. We notified the new CFO at the School Board. We are netting \$2 million dollars on a good year. We will fund our capital needs through some other fashion. This does not make sense any more. The School Board will issue their \$4 million dollars and pay full cost for payments. Chairperson Shook asked when will we get the list of projects. CFO Davis responded that the final list of projects will come to you when we price the Bonds. Ms. Carter added that we will do that the first quarter of the year.

**TO WAIVE THE COMPETITIVE PROCUREMENT PROVISIONS CONTAINED IN ARTICLE X**

06-O-2593 (6) An Ordinance by Councilmember Winslow **as Substituted and Amended by Finance/Executive Committee (1), 11/29/06** Authorizing the City of Atlanta to waive the Competitive Procurement provisions contained in Article X, Procurement and Real Estate Code, of the City of Atlanta Code of Ordinances, Authorizing the Mayor to execute Amendment Agreement No. 1 with Atlanta Gateway Designers, a Joint Venture between Gresham, Smith & Partners and Duckett Design Group, for FC-7369-01C, Architectural and Engineering Major Support Services, on behalf of the Department of Aviation, for Architectural and Engineering Design of the Maynard Holbrook Jackson, Jr. International Terminal Project at Hartsfield-Jackson Atlanta International Airport; with no additional funding required; and for other purposes. **(Finance/ Executive Substitute states that the word solely should be stated in the last Clause,**

**Finance/Executive Committee Amendment adds the word solely in Section 1, 11/29/06)**

**FAVORABLE AS AMENDED**

Councilmember Moore asked if there is an increase in funding, will it come back to Council.

**Mr. Mario Diaz:** of the Department of Aviation addressed the Committee by stating that this extends the term of the Agreement. It will not come back to Council. It requests further authorization for additional compensation. Councilmember Muller stated that this has an Amendment that the word solely should be stated in the last Clause of Section 1. **The Amendment passes, 5 Yeas.** Councilmember Moore asked if you would come back with additional requirements. Mr. Diaz responded yes. Councilmember Willis offered a motion to **Approve as Amended, 4 Yeas, 1 Nay.**

**TO AMEND THE 2006-2007 (CAPITAL FUND) BUDGET, ON BEHALF OF THE OFFICE OF THE MAYOR**

06-O-2594 (7) An Ordinance by Councilmember Cleta Winslow **as Substituted by Finance/Executive Committee (1), 11/29/06** Authorizing the Chief Financial Officer to Amend the 2006-2007 (Capital Fund) Budget, on behalf of the Office of the Mayor, in the amount of eleven million seven hundred twenty five thousand five hundred thirteen dollars and no cents (\$11,725,513.00) by Transferring Funds From 1C51 791001 T31001 to 1C51 724001 D45C05059999 (\$1,042,556.00) and 1C51 72\*\*\*\*\* D45C\*\*\*\*\* (\$10,682,957.00), for interim financing for the Public Safety Facility and Public Safety Radio Upgrade Project; and for other purposes. **(Finance/Executive Committee Substitute adds the Fund, Account and Center Number, 11/29/06)**

**FAVORABLE ON SUBSTITUTE**

Chairperson Shook stated that we have a Substitute that includes the Fund, Account and Center Number.

**Mr. David Edwards:** Mayor's Office Program Manager addressed the Committee by stating that this paper was addressed during Work Sessions. Chairperson Shook offered a motion to **Approve on Substitute, 7 Yeas.**

**TO ADJUST THE SALARIES OF THE CITY ATTORNEY, CHIEF FINANCIAL OFFICER**

06-O-2624 (8) An Ordinance by Councilmember Cleta Winslow to adjust the salaries of the City Attorney, Chief Financial Officer, and for other purposes.

**FAVORABLE**

Chairperson Shook stated that we have a Substitute that adds the Chief Operating Officer.

Commissioner Ransom stated that the pool of candidates include the government and private sector. The issue is to make sure the salaries are competitive. If we are going to bring in competent people, we have to pay them. Councilmember Moore stated that this paper does not tell her the current salary. Commissioner Ransom responded that the City Attorney's salary is \$189,687.00 and the maximum is around \$210,000. This position is an open range position. Councilmember Moore asked what the salaries are for the CFO and COO. Commissioner Ransom responded \$189,687 for the City Attorney and the CFO. The current salary for the COO is \$213,372.00.

Councilmember Moore stated that it is not fair to cherry pick who to give money to. Councilmember Willis asked why are we changing the City Attorney's salary. Commissioner Ransom responded that salaries for these positions are in the low \$200's. The Aon Firm Study shows that the City Attorney is far below midsize Law Firms salaries. We recommended a 6.5% raise for the City Attorney. We looked at comparable Cities. With this data we thought that 6.5% is a modest adjustment. Councilmember Willis asked if we made adjustments for the Cost Of Living. Commissioner Ransom responded that she did not look at the Cost Of Living. The Mayor authorizes the Cost of Living for all employees. Chairperson Shook asked if the Committee wants to Hold the paper in order to get all of the information in writing. Councilmember Willis stated that he is comfortable with the \$202,000.00 for the CFO and the City Attorney, but he has concerns with the \$237,000.00 for the COO. Councilmember Maddox asked if Holding the paper would cause problems. Commissioner Ransom responded that it would because the new City Attorney will be at the next Council meeting. Any remediation has to occur in six months of the Budget. Councilmember Maddox stated that Holding it will not be an option. Councilmember Willis asked what salary did we offer to the City Attorney. Commissioner Ransom responded something in the \$200's. Councilmember Willis stated that it is about process and why didn't we get the information up front. The authorization should have been from this body. Councilmember Moore asked for the full package. Commissioner Ransom responded that she would get the compensation package, it is usually attached to the Legislation. Councilmember Moore asked if this Legislation offers the compensation package for the City Attorney. Commissioner Ransom responded that the compensation package is only the salary from \$189,000.00 to \$202,000.00.

Continuing, Chairperson Shook offered a motion to rescind his motion to Hold the Substitute and Reconsider and vote on the original paper. Mr. Pridgeon responded that would remove the COO from the paper. We are asking that the motion be adversed and accept and approve the paper as Substituted. He stated that the CFO is engaged and in tune with what is happening throughout City Government. Chairperson Shook offered a motion to **Approve, 5 Yeas, 1 Nay and 1 Abstention**. He then stated that he has asked several times for the Citizen Satisfaction Survey and has not received it.

#### **TO PROVIDE ADDITIONAL REMUNERATION FOR THE CHIEF OF ATLANTA POLICE DEPARTMENT**

06-O-2625 (9) An Ordinance by Councilmember Cleta Winslow to provide additional remuneration for the Chief of Atlanta Police Department in the form of Deferred Compensation; and for other purposes.

#### **FAVORABLE**

Commissioner Ransom stated that this paper needs to be addressed as well. Councilmember Maddox stated that if it is going to be put in escrow, it does not change his compensation.

**Mr. Greg Pridgeon:** Mayor's Office Chief of Staff addressed the Committee by stating it is \$10,000 in his Deferred Compensation. He would receive the funds when he retires. The money is put into an account like a Pension Plan. When you receive it, you would then pay taxes on it. Councilmember Maddox asked if this situation was the same as the other. Mr. Pridgeon responded that Holding it would be the same affect as to adverse it. Councilmember Willis stated that there couldn't be a worse time to discuss compensation for our Chief of Police. This is horrible timing. It is not compassionate to do this right now. Mr. Pridgeon responded that the Mayor thinks this is fair. He has proven himself with innovative concepts. The Mayor wants to make this available to the Chief. He has expressed no desire to part. Your point of view is respected. Councilmember Willis stated that this needs to be Held and the appropriate time is next July. Councilmember Moore stated that she dittos the concern of the bad timing. To suggest that we have to do them today to meet the Charter provision is bad timing. You

leave us no option to discuss it further or to Hold it. She will not be supportive of any of these Personnel Papers because they can be done in the new Budget. The only one to be rushed is maybe the City Attorney's position. We need to be doing the major issues that are in contact with the Budget. This is an annual cost of \$10,000.00 that will continue. Is Mr. Pennington utilizing the Deferred Plan at all? Mr. Pridgeon responded that if he was he could contribute up to \$20,000 per year since he is over the age of 50. CFO Davis added that it is a tax advantage. Councilmember Moore asked what is his annual salary? Commissioner Ransom responded it is \$189,687.00. We have looked at the nine Cities from the Linder Company and six large Cities and the salary is very competitive. His salary is #4 in the United States, but when it comes to other benefits, we fall short. Councilmember Maddox stated that he does not think that the recommendation is not based on an incident that has occurred the last few days. We are going to do everything to protect our Police Officers. He personally thinks that the Chief has done a great job for the City. He is dealing with the situation the best way he can. We are talking about compensating an escrow. It may send the wrong message if we don't do it. It is like an indictment to him if we don't do it. We won't understand it until we get all of the facts. Councilmember Winslow stated that she initially introduced this paper before the incident happened. The Chief has been up front and meeting with the community. We know that other Cities will be coming to us to see what Atlanta has done to lower crime. Councilmember Willis stated that we have to make sure that we take our citizens concerns into consideration. This is a raise that is available every year. It would be more of a tax advantage, than a salary increase. For us to Hold it makes sense. There is nothing about this City's integrity approving this paper. We know that this paper can be reintroduced at any time. The fact of what happened is a reality and we have to deal with it. Where does the \$10,000 put him in the U.S.? Commissioner Ransom responded that it is not to his base salary. Mr. Pridgeon added that procedurally a piece of Legislation cannot be waived or deleted if it is a Personal Paper. We did not have the power to pull it. Councilmember Willis stated that you could have gone to the Chair and asked that the paper be Held. Mr. Pridgeon responded that the Administration position remains the same where it was in the beginning. This piece of Legislation maintains the quality of service we have with the Police Department. We think that in the face of this controversy, the Chief has been available. He has presented all of the information for the final determination. Councilmember Willis stated that it sends the wrong message and it shows that you don't care about the citizens. This is not about Chief Pennington, it is about compassionate government. Mr. Pridgeon responded that the Mayor's position is that she is trying to do what is best. Her belief is that not approving this Legislation does not make us more compassionate. We need to support Chief Pennington. Councilmember Moore stated that the way the paper was written is confusing. The paper needs to be rewritten. It should say that it is in lieu of a salary's compensation. She stated that we spend a lot of time going over the Budget. When will we consider the Budget for next year? CFO Davis responded that the Departments will get the Budget in January or February 2007 and Council will get the Budget in April or May 2007. All of the Personnel Papers could have waited until next year. Councilmember Muller asked when will the increase begin? CFO Davis responded in the next pay period. Each Department would fund their positions. Sufficient amount of funds do exist in each Department. It is through the Salary or Personnel line or unspent amounts. Chairperson Shook stated that this is a bonus for accomplishments. It appears that to wait suggests that if an Officer did something improperly, it diminishes all other accomplishments. Councilmember Moore stated that she is only concerned with the financial impact. We have a Budget process to deal with. Councilmember C.T. Martin stated that it is hard to find words to talk about what is going on. Personally he thinks that some people deserve a raise and some do not. We do not know how the City Attorney will perform. He wants to see a White Paper showing justification by Monday. The City's CFO has proven what she can do. We never see the COO and he don't know what she does. Why isn't this Committee demanding a White Paper to show the justification? Are we concerned with what the community thinks. There are so many unanswered questions regarding this situation with the Police Department. We can be so arrogant and wrong. Mr. Pridgeon responded that the Department of Human Resources has provided statistical information and justification for the three positions

regarding information from various Cities. She is happy to share the information. Councilmember Martin stated that he does not want the comparison of other Cities, he wants to see factual projects, volume of work, initiatives and programs that have been completed. Mr. Pridgeon responded that he has indicated that the Mayor believes that not approving this paper today will send the wrong message. Councilmember Martin stated that the sensitivity of Police work is that you can't tell criminals certain things. We have to be concerned with our image. The one we are showing now is that we are stupid. Councilmember Willis stated that the Linder Cities tell us that our Chief is one of the highest paid. We are using the Cities of the surrounding area to compare Police Officers and using large Cities for the Chief salaries. Councilmember Winslow offered a motion to **Approve, 3 Yeas, 2 Nays, 1 Abstention**. Councilmember Hall stated that he would Abstain because he has not received the proper communication from the Administration. Councilmember Moore stated that this shows how the Administration and this Committee is handling papers regarding the Budget. Councilmember Muller stated that she wants to see the White Paper and a Financial Paper from the other Departments as well. Councilmember Martin asked what is the percentage of these raises? CFO Davis responded that for the CFO and the City Attorney it is 6.5%, the COO is 11.3% and the Police Chief is 5.2% for a \$10,000.00 raise and 6.5% on a tax deferred basis. Councilmember Martin asked what will the employees receive? Commissioner Ransom responded that she cannot give that information right now.

**Mr. Dave Walker:** addressed the Committee by stating that if he was Chief Pennington he would render his resignation immediately. You can't vote by emotions. There are more people in the City than one community. You have to go forward and make practical decisions. At the end of the day you have a job to vote practically. Don't just vote because of one incident.

#### **TO AMEND THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, GEORGIA**

06-O-2626 (10) An Ordinance by Councilmember Cleta Winslow **as Substituted by Finance/Executive Committee (1), 11/29/06** to Amend the Code of Ordinances of the City of Atlanta, Georgia to effectuate a Reorganization in the Department of Planning and Community Development; and for other purposes. **(Finance/Executive Committee Substitute authorizes to increase the Step level, 11/29/06)**

#### **FAVORABLE ON SUBSTITUTE**

**Commissioner Steve Cover:** Commissioner of the Department of Planning and Community Development addressed the Committee by stating that this is our last major phase for restructuring. We want to improve our service delivery and career advancement. The changes are budget neutral. Chairperson Shook asked if the changes are based on experience to date. Commissioner Cover responded that there is a Substitute that has already been reviewed. The Substitute corrects clerical errors on page #5 and page #6 in the bold, these are authorizations to increase the Step level. They were not in the original Legislation. Councilmember Muller asked what is the Stormwater position called? Commissioner Cover responded it is a Senior Planner. Chairperson Shook asked to be walked through the entire document. Commissioner Cover responded that Section 1 is the effective date of actions. Section 2 is the elimination of one Elevator Inspector-Principal, Elevator Inspector-Senior, Building Inspector-Principal, Electrical Inspector-Principal, Electrical Inspector-Senior, Urban Planner-Principal and a Legal Secretary. They are no longer needed. Section 3 is the created classified positions, Section 4 is the created unclassified positions, Section 5 is the position reclassifications without incumbents. Councilmember Moore asked what happens to the incumbents. Commissioner Cover responded that they are vacant.

**Ms. Jackye Fauntleroy:** Human Resource Manager of the Department of Planning and Community Development addressed the Committee by stating that those positions without the incumbents would have to be advertised. The employee in the current

position would have to reapply. All of the reclasses are incumbents. Councilmember Moore asked how many positions are occupied. Ms. Fauntleroy responded that she would get the information.

**Ms. Benita Ransom:** Commissioner of the Department of Human Resources addressed the Committee by stating that we intend to begin the process in 2007 for the Pay and Class Study and it should be finished by 2008. Councilmember Winslow stated that we get employees who come here to get experience and go somewhere else. Commissioner Cover responded that they will be looked at in the near future. Councilmember Winslow asked about the Code Enforcement position being transferred to the Planning Resource Coordinator position. We can get students to do title searches. Commissioner Cover stated that is a good suggestion. Councilmember Winslow asked if the Code Enforcement Officers have the ability to do stop work orders. Commissioner Cover responded that it is a responsibility that they have. Most of the work is done by the Building Inspectors. We are looking at it and are transitioning it. Councilmember Maddox suggested that the Department also look at the Atlanta University Center in regards to hiring students.

Continuing, Commissioner Cover stated that Section 6 is the Classification Creation, Section 7 is the Class Salary Grade Amendments, Section 8 is the Above Entry Hiring Authorization for specific Classifications and Section 9 is the Above Entry Hiring Authorization. Councilmember Moore asked if these positions are vacant. Commissioner Cover responded that the Above Entry positions are vacant. Section 10 is the employee salary adjustment authorization, Section 11 is the Certification and License Incentive Pay, Section 12 is the positions reclassified or grade adjusted to salary Grade 19 and above and Section 13 is that all Ordinances and parts of Ordinances in conflict with this Ordinance are waived. Chairperson Shook asked how would you rate the experience of a Personnel Paper. Commissioner Cover responded that we have not finished yet. Councilmember Muller asked about the Engineers positions. She was told that there were Urban Planners positions. She wants to know their names and extensions and their job descriptions. One of the positions would help with the intake of applications. Commissioner Cover responded that it is in the Bureau of Planning and they would accept Zoning applications, etc. to speed up the process. Councilmember Winslow asked if there is any kind of cross training. Commissioner Cover responded that we hired someone in the Building Inspection Division. Councilmember Winslow asked if there is a need to hire additional people in the next Budget. The people in the Bureau of Buildings complain very little. Commissioner Cover responded that what we are proposing is adequate. Councilmember Maddox stated that the Commissioner has made an in-depth presentation to the Community Development/Human Resources Committee as well. He has indicated that he would also be doing cross training. Staff would be doing various functions. Councilmember Moore asked about the Code Enforcement Officers. She is disappointed to see that there are no additional ones. The only way these positions are neutral is if positions would be abolished. The Code Enforcement Division has a huge turnover. We need to further look at their positions. Ms. Fauntleroy responded that we are addressing the issues with the Supervisors to move them to a higher grade adjustment from Step 6 to Step 8. Councilmember Moore stated that she is referring to the people who do the work. Commissioner Cover responded that we just upgraded them from a Grade 13 to 16. Chairperson Shook offered a motion to **Approve on Substitute, 5 Yeas, 1 Nay.**

#### **TO AUTHORIZE ABOVE ENTRY HIRING FOR THE FORESTRY SUPERVISOR POSITION**

06-O-2627 (11)

An Ordinance by Councilmember Cleta Winslow to Authorize Above Entry Hiring for the Forestry Supervisor position in the Department of Parks, Recreation and Cultural Affairs; and for other purposes.

**FAVORABLE**

Commissioner Ransom stated that this position is where we are trying to fill the position at the established salary. It took 12 months to identify 3 opponents. This position has been vacant for 18 months. Councilmember Moore asked how many times did you try for the Aviation position. Commissioner Ransom responded that Step 1 for the Airport position was too low. We checked with 30 competing Airports. Councilmember Moore stated that in terms of HR and Aviation, we were supposed to have the positions reviewed to be close in line with the market. We are increasing them up to the limit of the Steps. The Pay and Class issue is still out there if we are not meeting the competitive market. Commissioner Harnell-Cohen responded that she is asking for Step 11. Part of problem is that market rates may be at the range we are at. We have the heaviest tree canopy situation. There are a lot of needs for power lines as well. This is a particular challenge to get someone to come in at a municipal salary. The person that we are interested in was the head of the City of Savannah's Forestry Division. Councilmember Moore stated that we say we are doing things and the results mean nothing. Councilmember Maddox stated that it seems like we are caught between a rock and a hard place. We have to pay them in accordance to their skills. We need to try to get the Pay and Class updated when we do the new Budget year. It is much easier to bring in certain people and make them offers. Chairperson Shook stated that one of the themes for today is salaries. It gives us the chance to be consistent. He has not heard of a plan B. If we don't hire the people, what will we do to fill the position? Councilmember Moore stated that her point is that we need a full and comprehensive Pay and Class Study. Chairperson Shook stated that we can either do one plan or continue to do what we are doing. The decision we make today may not be applicable for later. He then offered a motion to **Approve, 5 Yeas, 1 Nay.**

**TO AUTHORIZE ABOVE ENTRY HIRING FOR THE AVIATION MARKETING, PUBLIC RELATIONS & INTERGOVERNMENTAL AFFAIRS POSITION**

06-O-2628 (12)      An Ordinance by Councilmember Cleta Winslow to Authorize Above Entry Hiring for the Aviation Marketing, Public Relations & Intergovernmental Affairs position in the Department of Aviation and for other purposes.

**FAVORABLE**

Councilmember Willis stated that we need to give the Mayor a \$100,000 raise. Councilmember Moore stated that this is one step from the top pay. Did you do this position when you did the pay and class study? Mr. Diaz responded yes, this individual has airline experience. The grade is comfortable with other positions at large airports. Councilmember Moore stated that Step 1 should be somewhere in the middle. Mr. Diaz responded that he does not do compensation.

**Ms. Benita Ransom:** Commissioner of the Department of Human Resources addressed the Committee by stating that the position is priced correctly. They are asking for the flexibility to adjust the position. It depends on the level of experience and education. This individual has a significant amount of airport experience. We wanted to make sure the amount was appropriate. Councilmember Moore stated that she has an issue with above entry hiring to this extent. What happens when they get another Step and is topped out? Mr. Diaz responded that this person is taking a cut in salary. Chairperson Shook asked about the duties of this person. Mr. Diaz responded that they would be the Chief Marketing and the customer satisfaction person. There was a need for an additional technology person. Councilmember Hall asked how many employees are at the airport. Mr. Diaz responded that there are 475 plus employees excluding Police and Fire. Our total Operating Budget is around \$115 million dollars. Councilmember Willis stated that the fair market wage is what we have to pursue. Councilmember Hall offered a motion to **Approve, 5 Yeas, 1 Nay.**

**TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO OBTAIN FEDERAL TAX IDENTIFICATION NUMBERS, EMPLOYER IDENTIFICATION NUMBERS OR SOCIAL SECURITY NUMBERS**

06-R-2562 (1) A Resolution by Finance/Executive Committee Authorizing the Chief Financial Officer to obtain Federal Tax Identification Numbers, Employer Identification Numbers or Social Security Numbers from customers engaged in business with the City of Atlanta, to facilitate implementation of the City Enterprise Resource Planning System; and for other purposes.

**FAVORABLE**

CFO Davis stated that this allows us to require a Tax ID or Social Security number when someone opens an account, so we can collect when they stop paying us. Councilmember Hall offered a motion to **Approve, 7 Yeas.**

**TO AUTHORIZE THE MAYOR TO ENTER INTO AN APPROPRIATE CONTRACTUAL AGREEMENT WITH TURNER CONSTRUCTION COMPANY/H.J. RUSSELL & COMPANY/OLH INTERNATIONAL, A JOINT VENTURE**

06-R-2563 (2) A **Substitute** Resolution by Finance/Executive Committee Authorizing the Mayor to enter into an Appropriate Contractual Agreement with Turner Construction Company/H.J. Russell & Company/OLH International, a Joint Venture, for FC-6006007919, Design/Build of a Public Safety Headquarters for the City of Atlanta, on behalf of the Office of the Mayor, in an amount not to exceed forty seven million dollars and no cents (\$47,000,000.00); all contracted work shall be Charged To and Paid From Fund Account and Center Number 1C57 (Bond Fund) 724001 (Consultant Prof. Services) D45C05039999 (Public Safety and Judicial Agencies Facilities Project – Headquarters); and for other purposes. **(Finance/Executive Committee Substitute adds the Fund, Account and Center Number, 11/29/06)**

**FAVORABLE ON SUBSTITUTE**

Councilmember Winslow offered a motion to **Approve on Substitute, 7 Yeas.** Chairperson Shook stated that we have a Substitute that adds the Fund, Account and Center Number.

**TO AUTHORIZE THE CHIEF FINANCIAL OFFICER TO PAY ALL OUTSTANDING INVOICES TO DELON HAMPTON & ASSOCIATES/HDR/W.L. JORDEN AND COMPANY, INC., A JOINT VENTURE**

06-R-2564 (3) A **Substitute** Resolution by Finance/Executive Committee Authorizing the Chief Financial Officer to pay all outstanding invoices to Delon Hampton & Associates/HDR/W.L. Jorden and Company, Inc., a Joint Venture, for FC-6710-96C, Annual Contract for Architectural and Engineering Services, for the Final Closeout and Design Services of ten (10) unpaved street projects, on behalf of the Department of Public Works in an amount not to exceed one hundred fifty seven thousand two hundred fifty seven dollars and thirty two cents (\$157,257.32); all contracted work to be Charged To and Paid From Various Fund, Account and Center Numbers; and for other purposes. **(Finance/Executive Committee Substitute includes Exhibit "A" and "B", 11/29/06)**

**FAVORABLE ON SUBSTITUTE**

Chairperson Shook stated that we have a Substitute that includes Exhibit "A" and "B". Ms. Grant responded that this is for design for the unpaved streets under the Quality of Life Program. The original paper did not include the account numbers. Councilmember Hall offered a motion to **Approve on Substitute, 6 Yeas**. Councilmember Maddox stated that he spoke about the Phase II of the Cascade Mays Street Lighting Project and the Greenbriar LCI. Ms. Grant responded that she would provide the information today.

**TO AUTHORIZE THE MAYOR TO ENTER INTO RENEWAL AGREEMENT NO. 1 WITH HDR ENGINEERING, INC.**

06-R-2602 (4) A Resolution by Finance/Executive Committee Authorizing the Mayor to enter into Renewal Agreement No. 1 with HDR Engineering, Inc. for FC-6004007844, Citywide Annual Surveying and Mapping Services, to amend the Agreement to include the Department of Aviation as an additional user; on behalf of the Departments of Watershed Management, Public Works and Parks, Recreation and Cultural Affairs; all contracted work will be based on labor rates in the amount not to exceed two million thirty thousand dollars and no cents (\$2,030,000.00); all contracted work will be Charged To and Paid From Fund, Account and Center Numbers: 2J01 (Water & Wastewater Revenue Fund) 523001 (Serv/Repair/ Maint Contract) Q38001 (Office of Director, Collections) (\$930,000.00) (DWM); 2H21 (Airport Renewal and Extension) 524001 (Consultant/Prof. Services) R21001 (Hartsfield Capital Programs) (\$1,000,000.00) (DOA); 1C22 (Park Improvement Fund) 524001 (Consultant/Prof. Services) N12201 (Parks Design) (\$100,000.00) (DPRCA); and for other purposes.

**FAVORABLE**

**Mr. Mario Diaz:** of the Department of Aviation addressed the Committee by stating that we believe that these companies are suitable. Councilmember Hall offered a motion to **Approve, 6 Yeas**.

**TO AUTHORIZE THE DEPARTMENT OF WATERSHED MANAGEMENT TO REEMPLOY MS. MARILYN B. JOHNSON**

06-R-2605 (5) A Resolution by City Utilities Committee Authorizing the Department of Watershed Management to reemploy Ms. Marilyn B. Johnson, Watershed Manager, a City Retiree of the City of Atlanta Department of Watershed Management, under provisions of Section § 3-505(C) of the Charter of the City of Atlanta, for a period not to exceed 520 business days; and for other purposes.

**FAVORABLE**

**Ms. Sheila Pierce:** Deputy Commissioner of the Department of Watershed Management addressed the Committee by stating that Ms. Marilyn B. Johnson's retirement date is December 18<sup>th</sup>. She has been with the Department for 30 years. She is the manager of the Communication Division. Her expertise is important to us. The position has been advertised. If the Legislation is approved she would return to work on December 22<sup>nd</sup>. Councilmember Moore asked what is the timeframe for hiring someone else? Ms. Pierce responded we want to keep her employed until we hire someone. She notified us November 15<sup>th</sup> of her retirement. There is a lot involved in hiring people. The duties will remain the same. Chairperson Shook offered a motion to **Approve, 6 Yeas, 1 Abstention**.

**TO AUTHORIZE THE MAYOR OR DESIGNEE TO ISSUE A NOTICE TO PROCEED**

06-R-2611 (6) A **Substitute** Resolution by Councilmember Cleta Winslow Authorizing the Mayor or Designee to issue a Notice To Proceed with Shaw Environmental Inc./AIM Partners, PLC, Joint Venture, for FC-7619-03F, Annual Contract for Architectural and Engineering Services, for Construction Management and Move-In Coordination for the new Public Safety Headquarters, Annex and 911 Center, on behalf of the Office of the Mayor, in an amount not to exceed six million three hundred sixty six thousand nine hundred eighty seven dollars and no cents (\$6,366,987.00); all contracted work will be Charged To and Paid From Fund, Account and Center Numbers 1C57 (Construction) 524001 (Consultant Prof. Services) D45C05039999 (Public Safety Facility) (\$2,767,125.00); 1C51 (Capital Finance Fund) 524001 (Consultant Prof. Services) D45C05029999 (Public Safety Facility) (\$3,599,862.00); and for other purposes. **(Finance/Executive Committee Substitute adds the Fund, Account and Center Number, 11/29/06)**

**FAVORABLE ON SUBSTITUTE**

Chairperson Shook stated that we have a Substitute that adds the Fund, Account and Center Number. Councilmember Hall offered a motion to **Approve on Substitute, 7 Yeas.**

**TO AUTHORIZE THE MAYOR OR DESIGNEE TO ISSUE A NOTICE TO PROCEED**

06-R-2623 (7) A **Substitute** Resolution by Councilmember Cleta Winslow Authorizing the Mayor or Designee to issue a Notice To Proceed with Shaw Environmental Inc./AIM Partners, PLC, Joint Venture, for FC-7619-03F, Annual Contract for Architectural and Engineering Services, for Program Management and other Consulting Services for the Atlanta Citywide Radio System Upgrade Project, on behalf of the Office of the Mayor, in an amount not to exceed one million forty two thousand five hundred fifty six dollars and no cents (\$1,042,556.00); all contracted work will be Charged To and Paid From Fund, Account and Center Numbers: 1C51 (Capital Finance Fund) 524001 (Consultant Prof. Services) D45C05059999 (Public Safety & Judicial Agencies Facilities Project – Radio Upgrade); and for other purposes. **(Finance/Executive Committee Substitute adds the Fund, Account and Center Number, 11/29/06)**

**FAVORABLE ON SUBSTITUTE**

Chairperson Shook stated that we have a Substitute that adds the Fund, Account and Center Number. Councilmember Hall offered a motion to **Approve on Substitute, 7 Yeas.**

**TO ADD TO THE CITY'S 2007 LEGISLATIVE PACKAGE TO REQUIRE THAT SALES TAXES BE CHARGED ON INTERNET SALES OF ITEMS SHIPPED TO GEORGIA ADDRESSES**

06-R-2629 (8) A Resolution by Councilmember Anne Fauver to Add to the City's 2007 Legislative Package to require that Sales Taxes be charged on Internet Sales of items shipped to Georgia addresses; and for other purposes.

**HELD**

**TO ADD TO THE CITY'S 2007 LEGISLATIVE PACKAGE TO REQUIRE THAT UTILITIES MUST ADHERE TO LAND USE DESIGNATIONS FOR NEW CONSTRUCTION**

06-R-2630 (9) A Resolution by Councilmember Anne Fauver to Add to the City's 2007 Legislative Package to require that utilities must adhere to Land Use Designations for new construction; and for other purposes.

**HELD**

**TO AMEND CHAPTER 2, ARTICLE III, SEC. 2-176, CHAPTER 2, ARTICLE V, SECTION 2-252 AND CHAPTER 2 ARTICLE X OF THE CODE OF ORDINANCES OF THE CITY OF ATLANTA**

06-O-0381 (1) An Ordinance by Finance/Executive Committee to amend Chapter 2, Article III, Sec. 2-176, Chapter 2, Article V, Section 2-252 and Chapter 2 Article X of the Code of Ordinances of the City of Atlanta, to provide more efficient, effective standards and procedures to better manage the procurement process in the City of Atlanta; to repeal conflicting Ordinances; and for other purposes. **(Substituted and Held, 2/15/06); (Held for Work Session on 11/7/06 @ 10:00 a.m., 11/1/06)**

**HELD**

**TO AMEND THE CODE OF THE CITY OF ATLANTA, GEORGIA BY ADDING TO SECTION 2-183; DEPARTMENT HEADS**

06-O-0787 (2) An Ordinance by Councilmember Caesar C. Mitchell to Amend the Code of the City of Atlanta, Georgia by adding to Section 2-183; Department Heads under supervision and direction of the Mayor; exception responsibilities; and for other purposes. **(Held, 3/29/06); (Held and Substituted, 7/12/06)**

**HELD**

**TO AMEND CHAPTER 2, ARTICLE X, DIVISION 4, SECTION 2-1188 (C) OF THE CITY OF ATLANTA CODE OF ORDINANCES**

06-O-1338 (3) An Ordinance by Finance/Executive Committee to Amend Chapter 2, Article X, Division 4, Section 2-1188 (C) of the City of Atlanta Code of Ordinances, to change the means by which public notice of contract opportunities is given, by providing for online solicitations for Procurement Services which are not governed by State Law, and repealing the requirement that solicitations be advertised in a newspaper of general circulation; and for other purposes. **(Held, 6/28/06); (Held and Substituted, 8/16/06); (Held for Work Session on 11/7/06 @ 10:00 a.m., 11/1/06)**

**HELD**

**TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO ENTER INTO AN APPROPRIATE AGREEMENT WITH THE STATE OF GEORGIA DEPARTMENT OF TRANSPORTATION**

- 06-R-1450 (4) A Resolution by Councilmembers Mary Norwood and Ceasar C. Mitchell Authorizing the Mayor or her Designee to enter into an Appropriate Agreement with the State of Georgia Department of Transportation to accept funding in the amount of \$86,000.00 for the maintenance of State Highways within the City Limits in furtherance of the City's partnership with the Department of Transportation to provide employment opportunities to homeless individuals; and for other purposes. **(Held and Substituted, 6/28/06)**

**HELD**

**TO AMEND THE 2006 (SOLID WASTE SERVICES REVENUE FUND) BUDGET**

- 06-O-1451 (5) An Ordinance by Councilmembers Mary Norwood and Ceasar C. Mitchell Amending the 2006 (Solid Waste Services Revenue Fund) Budget by Adding To Anticipations and Appropriations the amount of \$86,000.00 from the State of Georgia Department of Transportation for the purpose of funding litter removal and other services related to road maintenance within the City Limits in furtherance of the City's Partnership with the Department of Transportation to provide employment opportunities for homeless individuals; and for other purposes. **(Held and Substituted, 6/28/06)**

**HELD**

**TO AUTHORIZE THE MAYOR TO EXECUTE A MASTER AGREEMENT WITH TDC SYSTEMS INTEGRATION, INC.**

- 06-R-1667 (6) A Resolution by Finance/Executive Committee Authorizing the Mayor to execute a Master Agreement with TDC Systems Integration, Inc. for FC-6006007881, Citywide On-Call Services for Information Technology Staffing; authorizing the Chief Information Officer of the Department of Information Technology, the Director of Information Technology of the Department of Watershed Management and the Aviation Information Systems Director of the Department of Aviation to execute all statements of work; all contracted work shall be Charged To and Paid From Various Fund, Account and Center Numbers; and for other purposes. **(Held and Amended, 8/16/06)**

**HELD**

**TO PROVIDE FOR THE ANNEXATION OF LAND TO THE CORPORATE LIMITS OF THE CITY OF ATLANTA, GEORGIA**

- 06-O-2250 (7) An Ordinance by Councilmembers Jim Maddox, H. Lamar Willis and Ceasar C. Mitchell to provide for the Annexation of Land to the Corporate Limits of the City of Atlanta, Georgia; to provide for the notification of the Department of Community Affairs of the State of Georgia of such Annexation; and for other purposes. **(Held, 10/11/06)**

**HELD**

**TO APPOINT J.C. LOVE, III AS A PROCUREMENT APPEALS HEARING OFFICER FOR A TERM OF TWO (2) YEARS**

06-C-2391 (8) A Communication by Mayor Shirley Franklin Appointing J.C. Love, III as a Procurement Appeals Hearing Officer for a term of two (2) years. Council confirmation required. **(Held, 11/15/06)**

**FAVORABLE**

**Mr. J.C. Love, III:** addressed the Committee by stating that he is a practicing attorney in the State of Georgia. He attended college in Alabama, Boston College and Morehouse College. He is aware of the Disclosure Disclaimer. He will get with the Office of Contract Compliance regarding the new EBO Code requirements.

**TO REQUEST THAT THE MAYOR AND THE ATLANTA CITY COUNCIL DISCONTINUE THE ANNUAL REQUEST FOR AND USE OF THE \$8,000,000.00 ANNUAL BOND GENERAL OBLIGATION FUNDS**

06-R-2473 (9) A Resolution by Councilmember Howard Shook requesting that the Mayor and the Atlanta City Council discontinue the annual request for and use of the \$8,000,000.00 annual Bond General Obligation Funds; and for other purposes. **(Held, 11/15/06)**

**HELD**

**ITEMS NOT ON AGENDA**

**TO CHANGE THE TERM OF THE CONTRACTUAL AGREEMENT CONTAINED IN RESOLUTION NUMBER 06-R-2220**

06-R-2636 (1) A Resolution by Finance/Executive Committee to change the term of the Contractual Agreement contained in Resolution Number 06-R-2220, adopted by the Atlanta City Council on October 16, 2006 and approved by the Mayor on October 24, 2006; and for other purposes.

**FAVORABLE**

Commissioner Harnell-Cohen stated that this paper has a typo in it. The contractor has 180 days. The contractor is ready to go to work. Councilmember Muller offered a motion to **Approve, 6 Yeas.**

Chairperson Shook stated that we will get Assistant City Attorney Robert Caput to come to the next Finance/Executive Committee meeting in the future to finish up the Procurement Code revisions.

**ADJOURNMENT**

Having no further business before the Committee, the meeting was adjourned at 5:30 p.m.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "Janice D. Davis", is written over the printed name.

Janice D. Davis, CFO

Charlene Parker  
Recording Secretary

***"The Department of Finance... because customer service is important to us."***